



Saunders County Board Minutes



BOARD OF SUPERVISORS PROCEEDINGS

February 8, 2011

Pursuant to adjournment, the Board met with Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Karloff called the meeting to order at 9:00 a.m. and informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Public Works Director reported the weather related maintenance to road has again kept his department busy. With last weeks storm they had to use the Snow Thrower that was purchased last year. They are now working on repairs to equipment and bridge railings. Mark Mainelli from the consulting firm of Mainelli Wagner, updated the on the county's bridge program and discussed a couple legislative bills that could effect the county.

Motion by Lutton, seconded by Breunig to approve the Bonds of the following Township Clerk's and Treasurer's Board Members: Ashland Rural, Bohemia, Center, Chapman (Treasurer), Clear Creek, Douglas, Elk, Marietta, Mariposa, Morse Bluff, Newman, North Cedar (Clerk), Oak Creek, Pohocco, Richland, South Cedar (Clerk), Stocking, Union and Wahoo Rural – (see attached). Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Linda Wimer, Chief Financial Officer for Saunders Medical Center introduced Ken Archer the newly hired Chief Executive Officer for the facility. Mr. Archer gave the Board an overview of the last Board meeting, that the growth in the short (3) years that the new facility has been open is amazing; that issues with design problems are still being addressed. The Chief Financial Officer than presented the financials to the Board for December, cash on hand is good and that there was no real strong differences to point out and that the Medicare audit is in the final stages and that a report should be available in the next 6 to 8 weeks.

The Correctional Administrator reported that the average inmate population each day for January was 103; that the population would range from a high of 115 to a low of 97; that the average inmate population for the 2010 was 104; the County's inmate population over the last several months has been in the mid 30's. Federal prisoners aren't where they would like them but are still steady. He discussed briefly LB 390 some of the affects it would have and that the County Sheriff testified during the hearing last week.

Motion by Breunig, seconded by Fauver to convene as a Equalization Board at 10:02 a.m. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

BOARD OF EQUALIZATION PROCEEDINGS

February 8, 2011

Pursuant to adjournment Sine Die, the Board met with Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Sukstorf called the meeting to order at 10:03 a.m. and informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Motion by Breunig, seconded by Fauver to open the Public Hearing regarding the application for Tax Exemption on Real and Personal Property by American Legion Post #308, Weston for the property described as the N17' Lot 16 & N 25' Lots 17-20 Blk 6 OT Weston (006823500). Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.



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Motion by Karloff, seconded by Fauver to close the Public Hearing at 10:05 a.m. and to approve the application for Tax Exemption on Real and Personal Property by American Legion Post #308, Weston for the property described as the N17' Lot 16 & N 25' Lots 17-20 Blk 6 OT Weston (006823500). Voting yes were Sukstorf, Hanson, Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Motion carried.

Motion by Hanson, seconded by Karloff to approve Tax Corrections #4773 thru #4778 (see attached). Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf. Voting no were none. Motion carried.

Motion by Hanson, seconded by Karloff to approve the minutes of the January 25th Board meeting. Voting yes were Lutton, Karloff, Breunig, Fauver, Martin, Sukstorf and Hanson. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Sukstorf declared the meeting adjourned Sine Die at 10:07 a.m.

Motion by Sukstorf, seconded by Breunig to approve the following applications for Special Designated Liquor Licenses:

1. Bishop Neumann Central High School (Neumann Booster Club), Wahoo, for a Fund Raiser to be held March 18 & 19, 2011 from 5:00 p.m. to 1:00 a.m., at the Russell Shanks 4-H Exhibitions Hall, Saunders County Fair Grounds, Wahoo.
2. Grata Bar & Lounge, Lincoln (National Guard Armory Bldg #55), Ashland, for a Fund Raiser to be held March 4, 2011 from 11:00 a.m. to 1:00 a.m., at the National Guard Armory Building #55, Ashland.

Voting yes were Karloff, Breunig, Fauver, Sukstorf, Hanson and Lutton. Voting no was Martin. Motion carried.

Motion by Breunig, seconded by Hanson to approve the County's Payroll for the month of February. The County Treasurer is hereby authorized to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Fauver, seconded by Hanson that upon this action, Saunders County hereby goes on record opposing LB 383 that would eliminate provisions relating to aid to municipalities, counties and natural resources. That any reduction in State Aid would have a detrimental effect on Saunders County's financial status. That the Saunders County Board of Supervisors urges the State Legislature **to vote against LB 383**. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Breunig abstained. Motion carried.

Motion by Lutton, seconded by Hanson to approve the minutes of the January 25th Board meeting. Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Lutton, seconded by Martin to give notice to the County Sheriff to have a presence in the area of events for the following – that have made request for a Special Designated Liquor License

1. Bishop Neumann Central High School (Neumann Booster Club), Wahoo, for a Fund Raiser to be held March 18 & 19, 2011 from 5:00 p.m. to 1:00 a.m., at the Russell Shanks 4-H Exhibitions Hall, Saunders County Fair Grounds, Wahoo.
2. Grata Bar & Lounge, Lincoln (National Guard Armory Bldg #55), Ashland, for a Fund Raiser to be held March 4, 2011 from 11:00 a.m. to 1:00 a.m., at the National Guard Armory Building #55, Ashland.

Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver and Martin. Voting no was Sukstorf. Motion carried

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 10:30 a.m.

BOARD OF SUPEVISORS PROCEEDINGS February 15, 2011

Pursuant to adjournment, the Board met with Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff present.



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Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Karloff called the meeting to order at 9:00 a.m. and informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Public Works Director Report: Now that the weather is better the Bridge Crew is back to repairing bridges; the Grading Crew is hauling and applying rock in any problem areas. He discussed ice melting on the Platte River, the river is being monitored for any potential flooding.

Motion by Breunig, seconded by Fauver to adopt **Resolution #12-2011** Engineering Services Agreement with Nebraska Dept. of Roads for Fracture Critical Bridge Inspections. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Hanson, seconded by Sukstorf to direct the Public Works Director to advertise for bids for concrete bridge deck and bridge steel materials for County Bridge Project #C-78 (605). Said bids to be opened at 9:00 a.m., March 8, 2011. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

The Board discussed with the County Attorney their request to adopt a Resolution that will set out requirement/conditions for applicants requesting approval for Special Designated Liquor License within the jurisdiction of the County. The County Attorney informed the Board that he has been working with the County Sheriff in drafting said resolution and that they weren't quite done yet.

The Board discussed Legislative Matters and different legislative bills that will have an impact on the County and its finances. Board members that attended the NACO County Board Annual Workshop last week, gave a report as to discussion/remarks at the workshop concerning legislative matters. Two legislative bills that would impact all counties across the State are LB 383 and LB 390.

Motion by Lutton, seconded by Fauver to approve Application for Conditional Permit #7176 by Steven Johnson of the Calvary Chapel of Omaha for installation of antenna on existing tower for radio station located in Section 6-14-7 (Stocking Precinct). Zoning Dist. is Transitional Agricultural (TA-1), with the following conditions by the Planning Commission and The Center for Municipal Solutions consultants Richard Comi and Bob Naumann:

Planning Commission recommendations:

1. Calvary Chapel of Omaha be held responsible for any interference that would come from their equipment and transmission on the tower.
2. The following be completed before it is heard by the County Board of Supervisors (from a handout from the Center for Municipal Solutions),

-Item J-11 which reads, we note four separate rad center elevations within the application:

FCC Permit indicates	37 m = 121'	AGL
Structural Analysis indicates	103.8'	AGL
Lease Exhibit A indicates	112.5'	AGL
Antenna elevation page indicates	82 m = 269'	AGL
Propagation study indicates	43 m = 141'	AGL

This should be consistent with all material used by all jurisdictional bodies and for all calculations.

3. Item M, Structural Analysis: Need to address 50% exposure to wind on coax, waveguide ladder wind loading, CaAa Factors and the original foundation design. (Drawings are not legible) Suggest brief call with engineer who analyzed tower to resolve these issues.
4. Item N, Inspection report was provided but the report listed deficiencies including; missing lightning rod, no grounding of anchors, and corrosion. Documentation has not been provided that these identified tower deficiencies have been properly addressed. They can be addressed at the time of construction but it will be a requirement that the construction plans address these items.
5. (The following be in place before the permit is issued)
 - 9.08.20 No bond for tower removal was included or addressed in the application. No temporary / timing relief was requested.
 - 9.08.22 No certificate of insurance was provided. No temporary / timing relief was requested.
6. Items that are waived: J10 - Landscaping was not addressed and relief was not requested.
 - Q - Screening and landscaping has not been addressed. T - Site turnaround has not been addressed or relief requested.



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The Center for Municipal Solutions Consultants:

1. J10 – Permanent relief for the landscaping and screening at this site due to rural nature of this site.
2. J11 – Most have been addressed – temporary relief was recommended to allow time to resolve the outstanding issue.
3. J17 – RF exposure has been addressed and post construction testing will be completed and documentation will be provided to the county.
4. M – Structural Analysis - temporary relief was recommended to allow time to resolve the outstanding issue.
5. N – Inspection report was provided but the report listed deficiencies including: missing lightning rod, no grounding of anchors, and corrosion. Documentation has not been provided that these identified tower deficiencies have been properly addressed. They can be addressed at the time of construction but it will be a requirement that the construction plans address these items. American Tower has committed to correcting these issues at or before the time of construction for Calvary Chapel. Temporary relief was recommended to allow time to resolve the outstanding issue.
6. Q - Permanent relief for the landscaping and screening at this site due to rural nature of this site.
7. T – Permanent relief for not constructing a site turnaround was recommended due to the short height of the tower and a short distance to the tower site from the county road.
8. 9.08.22 – A bond for tower removal has been provided.
9. 9.08.22 – A certificate of insurance has been provided.

The following conditions are also required: **1)** They have sixty (60) days to provided a structural analysis; and **2)** The appropriate waivers are to be submitted, signed and approved by the County Attorney. (See attached Planning Commission minutes and letter from The Center for Municipal Solutions Consultants).

Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Breunig, seconded by Lutton to convene as an Equalization Board at 9:53 a.m. Voting yes were Sukstorf, Hanson, Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Motion carried.

BOARD OF EQUALIZATION PROCEEDINGS February 15, 2011

Pursuant to adjournment Sine Die, the Board met with Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Sukstorf called the meeting to order at 9:54 a.m. and informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Motion by Hanson, seconded by Fauver to approve Tax Corrections #4777 thru #4779 (see attached). Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf. Voting no were none. Motion carried.

Motion by Breunig, seconded by Hanson to approve the minutes of the January 25th Board meeting. Voting yes were Lutton, Karloff, Breunig, Fauver, Martin, Sukstorf and Hanson. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Sukstorf declared the meeting adjourned Sine Die at 9:55 a.m.

Motion by Sukstorf, seconded by Breunig to approve the application for Special Designated Liquor License by DeSauce Development dba Wooden Windmill, Fremont for a Reception to be held on March 19, 2011 from 8:00 a.m. to 1:00 a.m., at the Poehling Community Center, at Woodcliff, Fremont. Voting yes were Karloff, Breunig, Fauver, Sukstorf, Hanson and Lutton. Voting no was Martin. Motion carried.

Motion by Breunig, seconded by Lutton to approve the Vendor Claims against the County for the month of February 2011 and hereby authorize the County Treasurer to issue a check to the Saunders County Imprest Account for



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the full amount for all funds. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Hanson, seconded by Breunig to approve the minutes of the January 25th Board meeting. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Fauver, seconded by Hanson to approve the withdrawal and substitution of \$100,000.00 of pledged securities – Commercial State Bank, Cedar Bluffs, NE (see attached). Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 10:15 a.m.

BOARD OF SUPERVISORS PROCEEDINGS February 22, 2011

Pursuant to adjournment, the Board met with Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Karloff called the meeting to order at 9:00 a.m. and informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

The Public Works Director reported that **(1)** his department has opened **(2)** more bridges and weather permitting will hopefully have **(2)** more opened this week; **(2)** His department has been contacted by Velo Veloce Cycling Club, Omaha, NE to put on the Annual Yutan Bike Rally to be held on Yutan Road starting by the Yutan Veterans Country Club and finishing in the City of Ashland; **(3)** He has received a small rebate for the solar panels and wind turbine; and **(4)** Discussed the work being done by the Nebraska Dept. of Roads at turn off of Highway 77 going towards Woodcliff.

Keith Glewen Extension Educator presented the Board with Nebraska Soybean Day & Machinery Expo 2010 Final Report and a hand out "The SoyCow Connection – Saunders County Nebraska – Guatemala" explained how soy bean crops from Saunders County are helping to provide soy milk.

Motion by Lutton, seconded by Breunig to convene in Closed Session at 9:23 a.m., for matters concerning the sale of County owned property described as Lots 1-6 in Replat of Falke's Subdivision, (805 W 10th Street, Wahoo where the Old Medical Center was located), (84-14010), with the County Attorney. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Breunig, seconded by Fauver to adjourn from Closed Session at 9:29 a.m., with no action taken and to re-convene in Regular meeting. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Fauver to set a Public Auction date for the sale of the County owned property described as Lots 1-6 in Replat of Falke's Subdivision (805 W 10th Street, Wahoo where the Old Medical Center was located) of Saturday, April 2, 2011 at 10:00 a.m., to be conducted on the bottom floor of the Courthouse; to contract with Home Real Estate to conduct the auction at a 4% commission; that advertising expenses to be paid by the County not to exceed \$1,500; that said property continue to be listed by Home Real Estate with the final date/time of sale prior to the auction to be April 1, 2011 at 5:00 p.m. Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Hanson, seconded by Martin to convene as an Equalization Board at 9:43 a.m. Voting yes were Sukstorf, Hanson, Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Motion carried.



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BOARD OF EQUALIZATION PROCEEDINGS February 22, 2011

Pursuant to adjournment Sine Die, the Board met with Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Sukstorf called the meeting to order at 9:44 a.m. and informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Motion by Karloff, seconded by Hanson to approve Tax Corrections #4780 thru #4784 (see attached). Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf. Voting no were none. Motion carried.

Motion by Lutton, seconded by Karloff to approve the following applications for Tax Exemption on Motor Vehicles: 1) Rivercrest Bible Camp, Fremont for a 2006 Dodge Charger and a 1992 GMC Pickup; 2) Mid-America Council, Boy Scouts of America, Cedar Bluffs for 1999 Ford Pickup; 1998 Ford Pickup; 2006 4 wheel trailer; 2001 4 wheel trailer; 1976 2 wheel trailer; 2007 2 wheel trailer; and (3) 1959 2 wheel trailer. Voting yes were Lutton, Karloff, Breunig, Fauver, Martin, Sukstorf and Hanson. Voting no were none. Motion carried.

Motion by Hanson, seconded by Lutton to approve the minutes of the February 15th Board meeting. Voting yes were Karloff, Breunig, Fauver, Martin, Sukstorf, Hanson and Lutton. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Sukstorf declared the meeting adjourned Sine Die at 9:45 a.m.

Motion by Breunig, seconded by Fauver to approve the minutes of the February 15th Board meeting. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Board Committee Reports:

Hanson – Southeast Nebraska Development District meeting
Northeast Juvenile Detention Services

Breunig – Special Meeting with the Nebraska Dept. of Roads, City of Wahoo and Lower Platte North
Natural Resources District

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 9:50 a.m.